EXECUTIVE SUMMARY - ENFORCEMENT MATTER DOCKET NO.: 2007-0409-PST-E TCEQ ID NO.: RN101551299 CASE NO.: 32928

RESPONDENT NAME: IZR CORPORATION DBA GARLAND FINA

ORDER TYPE:							
_1660 AGREED ORDER	FINDINGS AGREED ORDER	FINDINGS ORDER FOLLOWING SOAH HEARING					
X_FINDINGS DEFAULT ORDER	_SHUTDOWN ORDER	IMMINENT AND SUBSTANTIAL ENDANGERMENT ORDER					
AMENDED ORDER ′	EMERGENCY ORDER						
CASE TYPE:							
AIR	MULTI-MEDIA (check all that apply)	INDUSTRIAL AND HAZARDOUS WASTE					
PUBLIC WATER SUPPLY	X_PETROLEUM STORAGE TANKS	OCCUPATIONAL CERTIFICATION					
WATER QUALITY	SEWAGE SLUDGE	UNDERGROUND INJECTION CONTROL					
MUNICIPAL SOLID WASTE	RADIOACTIVE WASTE	DRY CLEANER REGISTRATION					
TYPE OF OPERATION: Convenience stor SMALL BUSINESS: X Yes OTHER SIGNIFICANT MATTERS: Ther location. The Respondent owes past due admit collection. INTERESTED PARTIES: No one other that COMMENTS RECEIVED: The Texas Region Contacts AND MAILING LIST: TCEQ Attorney: Ms. Rebecca M. Ms. Lena Robert TCEQ Enforcement Coordinator: TCEQ Regional Contact: Mr. Sam Respondent: Mr. Kenneth Ramey, F.	ED: 3101 Saturn Road, Garland, Dallas Counce with retail sales of gasoline. No e are no complaints. There are no pending enfinistrative penalties of \$19,340 which have been the ED and the Respondent has expressed and ester comment period expired on March 23, 20 Combs, Litigation Division, MC 175, (512) 23 cs, Litigation Division, MC 175, (512) 239-001 Mr. Terry Murphy, Air Enforcement Section, Barrett, DFW Regional Office, MC R-4, (817) President, IZR Corporation, 3101 Saturn Road, ented by counsel on this enforcement matter.	Forcement actions regarding this facility en referred to the Attorney General for a interest in this matter. O9. No comments were received. 39-6939 9 MC 149, (512) 239-5025) 588-5903					

RESPONDENT NAME: IZR CORPORATION DBA GARLAND FINA

DOCKET NO.: 2007-0409-PST-E VIOLATION SUMMARY CHART: VIOLATION INFORMATION PENALTY CONSIDERATIONS CORRECTIVE ACTIONS TAKEN/REQUIRED Type of Investigation: Total Assessed: \$11,102 Corrective Action(s) Taken: Complaint Total Deferred: \$0 The ED recognizes that Respondent no X Routine Expedited Settlement longer owns or operates the Facility as of ___ Enforcement Follow-up Financial Inability to Pay March 3, 2008. __ SEP Conditional Offset Records Review Date of Complaint Relating to this Case: Total Due to General Revenue: \$11,102 This is a Default Order. The Respondent has Date of Investigation Relating to this Case: not actually paid any of the assessed penalty January 11, 2007 but will be required to do so under the terms of this Order. Date of NOE Relating to this Case: February 15, 2007 Site Compliance History Classification: **Background Facts:** __ High _X Average Poor The EDPRP was filed on November 1, 2007. The Person Compliance History Classification: Respondent received notice of the EDPRP on November High X Average Poor 5, 2007 as evidenced by the signature on the return receipt "green card". The Respondent agreed to sign an Agreed Major Source: Yes X No Order in February 2008 but never returned the Agreed Order. The Respondent has not filed an answer, requested Applicable Penalty Policy: September 2002 a hearing, or scheduled a settlement conference. **Current Compliance Status:** The Respondent no longer owns or operates the Facility as of March 3, 2008. PST: 1. Failed to install an emergency shutoff valve on each pressurized delivery or product line and ensure that it is securely anchored at the base of the dispenser [30 Tex. ADMIN. CODE § 334.45(c)(3)(A)]. 2. Failed to provide and maintain the Stage II vapor recovery system in proper operating condition [30 Tex. ADMIN. CODE § 115.242(3)(A) and TEX. HEALTH & SAFETY CODE § 382.085(b)]. 3. Failed to verify proper operation of the Stage II equipment [30 TEX. ADMIN. CODE § 115.245(2) and TEX. HEALTH & SAFETY CODE § 382.085(b)]. 4. Failed to ensure that at least one Station representative

receives training and instruction in the operation and maintenance of the Stage II vapor recovery system [30 Tex. Admin. Code § 115.248(1) and Tex. Health &

SAFETY CODE § 382.085(b)].

RESPONDENT NAME: IZR CORPORATION DBA GARLAND FINA DOCKET NO.: 2007-0409-PST-E

5. Failed to conduct daily and monthly inspections of the Stage II vapor recovery system [30 Tex. ADMIN. CODE § 115.244(1) and (3) and Tex. Health & Safety Code § 382.085(b)]. 6. Failed to maintain records on-site and then make them immediately available for review [30 Tex. ADMIN. CODE § 115.246(7)(A) and Tex. Health & Safety Code § 382.085(b)].	·	
7. Failed to renew a delivery certificate [30 Tex. ADMIN. CODE § 334.8(c)(5)(B)(ii) and Tex. WATER CODE § 26.3467(a)].		
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a a la	•	n Worksheet (PCW)	
Policy Revision 2 (Septer	mber 2002)		PCW Revision January 9, 2007
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SPONDENT/FACILITY II			WSE STATE
	ZR Corporation dba Garland Fina		of the state of th
Reg. Ent. Ref. No. F Facility/Site Region 4		Major/Minor Source Minor	
SE INFORMATION			ar base of the control of the contro
Enf./Case ID No. 3		No. of Violations 7	COLUMN TO ANGEL AND ANGEL
	2007-0409-PST-E	Order Type Findings Enf. Coordinator Audra L. Ru	
Media Program(s) -	Petroleum Storage Tank	EC's Team Enforcement	
Admin. Penalty \$ Li	mit Minimum \$0 Maximum	\$10,000	
	Penalty Calcula	tion Section	
TAL BASE PENALT	Y (Sum of violation base penaltie	Commission of the commission o	\$9,100
t manust de Greek, Calebrild de en den begen bestehn bestehn de Stelle de Stelle de Stelle de Stelle de Stelle	The state of the s		
JUSTMENTS (+/-) T	O SUBTOTAL 1 d by multiplying the Total Base Penalty (Subtotal 1) by	the indicated percentage	
Compliance Histor		Enhancement Subtotals 2, 3, &	7 \$2,002
	The Respondent has received one previ	ous NOV for non-similar	
Notes	violations and one 1660 Order in t		
Culpability	No 0%	Enhancement Subtotal	4 \$0
Notes	The Respondent does not meet the	culpability criteria.	
Good Faith Effort t	to Comply 0%	Reduction Subtotal	5 \$0
The sale of the sa	Before NOV NOV to EDPRP/Settlement Offer		ikorii .
Extraordinary			
Ordinary N/A	X (mark with x)		
Notes	The Respondent does not meet the	good faith criteria.	-
			WONEY.
	A STATE OF THE PARTY OF THE PAR	Enhancement* Subtotal at the Total EB \$ Amount	6 \$0
	ost of Compliance \$8,000	at the fotal 22 ¢ / through	
W OF SUBTOTALS	17	Final Subtot	al \$11,102
HER FACTORS AS	JUSTICE MAY REQUIRE	Adjustmei	nt \$0
ces or enhances the Final Sub	ototal by the indicated percentage. (Enter number only	r; e.g30 for -30%.)	
Notes			
110100			
_		Final Penalty Amou	nt \$11,102
ATUTORY LIMIT AD	YUISTMENT	Final Assessed Penal	ty \$11,102
ALUIURT LIWIT AL	UUS INENI	Filiai Assessed Penali	y

Adjustment

\$11,102

Reduction

DEFERRAL

0% Reduces the Final Assessed Penalty by the indicted percentage. (Enter number only; e.g. 20 for 20% reduction.)

Notes

PAYABLE PENALTY

No deferral is recommended for Findings Orders.

Screening Date 13-Mar-2007

Docket No. 2007-0409-PST-E

PCW

Respondent IZR Corporation dba Garland Fina

Case ID No. 32928

Reg. Ent. Reference No. RN101551299

Media [Statute] Petroleum Storage Tank

Enf. Coordinator Audra L. Ruble

Policy Revision 2 (September 2002) PCW Revision January 9, 2007

Compliance History Worksheet >> Compliance History Site Enhancement (Subtotal 2) Component Number of... Adjust. Enter Number Hen Written NOVs with same or similar violations as those in the current enforcement action 0 0% NOVs (number of NOVs meeting criteria) Other written NOVs 2% Any agreed final enforcement orders containing a denial of liability (number of orders 20% meeting criteria) Orders Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory 0 0% emergency orders issued by the commission Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (number of judgements or consent decrees meeting 0 0% Judgments and Consent Any adjudicated final court judgments and default judgments, or non-adjudicated final court Decrees judgments or consent decrees without a denial of liability, of this state or the federa 0 0% aovernment Any criminal convictions of this state or the federal government (number of counts) 0% Convictions 0 0% Chronic excessive emissions events (number of events) n Emissions etters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of 0 0% audits for which notices were submitted) Audits Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege 0 0% Act. 74th Legislature, 1995 (number of audits for which violations were disclosed) Please Enter Yes or No Environmental management systems in place for one year or more 0% No

Environmental management systems in place for one year or more No 0%

Voluntary on-site compliance assessments conducted by the executive director under a special assistance program

Participation in a voluntary pollution reduction program No 0%

Early compliance with, or offer of a product that meets future state or federal government environmental requirements

Adjustment Percentage (Subtotal 2)

___22%

>> Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3)

0 76

>> Compliance History Person Classification (Subtotal 7)

Average Performer

Adjustment Percentage (Subtotal 7)

0%

>> Compliance History Summary

Compliance History Notes The Respondent has received one previous NOV for non-similar violations and one 1660 Order in the past five years.

Total Adjustment Percentage (Subtotals 2, 3, & 7)

22%

Screening Dat	e 13-Mar-2007	Docket No. 2007-0409-PST-E	∥ PCW ∤
Responder	it IZR Corporation dba Garland Fina		Policy Revision 2 (September 2002)
Case ID No			PCW Revision January 9, 2007
Reg. Ent. Reference No	Y1.04	•	
	Petroleum Storage Tank		
Enf. Coordinate			
Violation Number	er1		
Rule Cite(30 Tex. Adr	nin. Code § 334.45(c)(3)(A)	
Violation Descriptio	n line and ensure that it is secur	toff valve on each pressurized delivery or prely anchored at the base of the dispenser, a estigation conducted on January 11, 2007.	
		Base F	Penalty \$10,000
	and Human Health Matrix		
Releas OR Actu Potenti	a)	Percent 10%	
>>Programmatic Matrix			
Falsification	n Major Moderate Mind	or and the second secon	
		Percent 0%	
		uld result in the release of a significant amou active of human health and/or the environme	
		Adjustment	\$9,000
MANAGES TREET ARE ASSESSED AND ASSESSED TO A SECURITION OF CHIEF	HE, 2010 HANDES ANGERHES STATE A SECTION AND SECTION		·
			\$1,000
Violation Events			
		201 Oliver Strategy of Control of	
Number of \	iolation Events 1	61 Number of violation days	
mark only one	daily monthly x	Violation Base F	Penalty \$1,000
with an x	semiannual annual single event		
One quarter		pation (January 11, 2007) through screening 2007).	(March
Economic Benefit (EB) for t	his violation	Statutory Limit Test	
Estimat	ed EB Amount	\$28 Violation Final Penalt	y Total \$1,220
			,
	This viola	tion Final Assessed Penalty (adjusted for	limits) \$1,220

	E	conomic E	3enefit W	orks/	sheet	PRJA j	
Respondent Case ID No. Reg. Ent. Reference No.	32928	on dba Garland Fina				nadalah (Tilah Baharan) dan dalah bersakan da Banaran da Araba (1994) da 1994) da 1994) da 1994) da 1995) da 1	n kantalah kecama dalih dilan 1984 ki di Adam 1997 di Kabupaten S
	Petroleum Sto				•	Percent Interest	Years of Depreciation
						5.0	15
Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
tem Description	No commas or \$						
Delayed Costs		Control Market	7. VAC \$5.53 (\$ 15)	\$22516.VJ			
Equipment	\$500	11-Jan-2007	1-Nov-2007	0.8	\$1	\$27	\$28
Buildings		er erta i un europi		0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction*	# 1 1 1 <u> </u>			0.0	\$0	: \$0	\$0
Land				0.0	\$0	m / i / in/artition	\$0
Record Keeping System				0.0	\$0	n/axrx	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal	. 1 4 1 1 1 1 1 1 1 1 1 1 1 1 1		and the state of t	0.0	\$0	n/a	\$0
Permit Costs Other (as needed)	1.5 1.1 12		<u> </u>	0.0	\$0 \$0	n/a n/a	\$0 \$0
Notes for DELAYED costs	Estimated cos	t to repair equipmen			achieved.	and Final date is wi	ien compilance
Avoided Costs	ANN	IUALIZE [1] avoide	d costs before e	ntering	item (except for	one-time avoided c	osts)
Disposal				0.0	\$0	\$0	\$0
Personnel	1 10 1011			0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling	A NORTH LANG.			0.0	\$0	\$0	\$0
Supplies/equipment		1. 1		0.0	\$0	\$0	\$0
Financial Assurance [2]		1 14 10 1 10 1 10 1 10 10 10 10 10 10 10 10		0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
	to a constitute of the constitute.	Harrison American American		0.0	\$0	\$0	\$0
Other (as needed)	. Wiscontining	and the same of the same	\$15.7.015 B. 17.01 B. 1		casastana quençana		
Other (as needed) Notes for AVOIDED costs							Ψυ

Falsification Major Moderate Minor Percent 0% Matrix Notes Failure to maintain the Stage II equipment could result in the release of a significant amount of pollutants which would not exceed levels protective of human health and/or the environment. Adjustment \$9,000	Screening Date	13-Mar-2007	Docke	t No. 2007-0409-PST-E	# PGW
Reg Ent. Reference No. RN101551298 Media [Statute] Patroleum Storage Tank			land Fina		Policy Revision 2 (September 2002)
Media [Statute] Petroleum Storage Tank Enf. Coordinator Audra L. Rube Violation Number Rule Citate) 10 Tex. Admin. Code § 115.242(3)(A) and Tex. Health & Safety Code § 382.085(b) Failed to provide and maintain the Stage II vapor recovery system in proper operating condition, as documented during an investigation conducted on January 11, 2007. Specifically, the Stage II Dynyreak dusteap was noted to be missing from the swivel Separate Major Moderate Minor Actual Potential Percent 10% Percent 10% Percent 0% Matrix Failure to maintain the Stage II equipment could result in the release of a significant amount of pollutants which would not exceed levels protective of human health and/or the environment. Wiolation Events Number of Violation Events 1 61 Number of violation days days Adjustment \$9,000 \$1,000 One quarterly event is recommended from investigation (January 11, 2007) through screening (March 13, 2007). Conomic Benefit (EB) for this violation Estimated EB Amount \$28 Violation Final Penalty Total \$1,220					PCW Revision January 9, 2007
Section Coordinator Audita Likelie Violation Paled to provide and maintain the Stage I vapor recovery system in proper operating condition, as documented during an investigation conducted on January 11, 2007. Specifically, the Stage Drybreak dustcap was noted to be missing from the swivel vapor adapter. Paled to provide and maintain the Stage I vapor recovery system in proper operating condition, as documented during an investigation conducted on January 11, 2007. Specifically, the Stage Drybreak dustcap was noted to be missing from the swivel vapor adapter. Base Penalty	The state of the s				
Violation Number Rule Cite(s) 30 Tex. Admin. Code § 115.242(3)(A) and Tex. Health & Safety Code § 382.065(b) Falled to provide and maintain the Stage II vapor recovery system in proper operating condition, as documented during an investigation conducted on January 11, 2007. Specifically, the Stage I Drybreak dustage was noted to be missing from the swivel vapor adapter. Base Penalty \$10,000 **Security and Human Health Matrix** Release Major Moderate Minor Actual Potential X Percent 10% **Programmatic Matrix* Fallure to maintain the Stage II equipment could result in the release of a significant amount of pollutants which would not exceed levels protective of human health and/or the environment. **Notes** Fallure to maintain the Stage II equipment could result in the release of a significant amount of pollutants which would not exceed levels protective of human health and/or the environment. **Adjustment** \$1,000 \$1,000 **Original Fallure of Violation Events** One quarterly event is recommended from investigation (January 11, 2007) through screening (March 13, 2007). **Conomic Benefit (EB) for this violation** Estimated EB Amount** \$28 Violation Final Penalty Total \$1,220					
Rule Cite(s) 30 Tex. Admin. Code § 115.242(3)(A) and Tex. Health & Safety Code § 382.085(b) Failed to provide and maintain the Stage II vapor recovery system in proper operating condition, as documented during an investigation conducted on January 11, 2007. Specifically, the Stage II Drybreak dustcap was noted to be missing from the swive! Passe Penalty S10,000 **Environmental. Property and Human. Health. Matrix. Release Major Moderate Minor OR Actual Potential X Percent 10% **Percent 10%	and the second s				
Violation Description Failed to provide and maintain the Stage II vapor recovery system in proper operating condition, as documented during a investigation conducted on January 11, 2007. Specifically, the Stage ID Dybreak dustary was noted to be missing from the sawled vapor adapter. Base Penalty \$10,000 **Programmatic Matrix** Faller to maintain the Stage II equipment could result in the release of a significant amount of pollutants which would not exceed levels protective of human health and/or the environment. **Adjustment** **Specifically, the Stage II equipment could result in the release of a significant amount of pollutants which would not exceed levels protective of human health and/or the environment. **Adjustment** **Specifically the Stage II equipment could result in the release of a significant amount of pollutants which would not exceed levels protective of human health and/or the environment. **Adjustment** **Specifically the same to the		2			
Violation Description Condition, as documented during an investigation conducted on January 11, 2007. Specifically, the Stage I Drybreak dustoap was noted to be missing from the swivel vapor adapter. Base Penalty	Rule Cite(s)	30 Tex. Admin. Code	§ 115.242(3)(A) and Te	x. Health & Safety Code § 382.	085(b)
Serviconmental, Property and Human Health Matrix Release Major Moderate Minor Actual Potential X Percent 10% Service Major Moderate Minor Percent 0% Matrix Falsification Major Moderate Minor Percent 0% Matrix Fallure to maintain the Stage II equipment could result in the release of a significant amount of pollutants which would not exceed levels protective of human health and/or the environment. Adjustment \$9,000 \$1,000 Violation Events Number of Violation Events 1 61 Number of violation days Matrix Notes Percent 0% Adjustment \$9,000 \$1,000 Violation Events 1 Number of Violation Base Penalty \$1,000 One quarterly event is recommended from investigation (January 11, 2007) through screening (March 13, 2007). Economic Benefit (EB) for ithis violation Estimated EB Amount \$28 Violation Final Penalty Total \$1,220	Violation Description	condition, as documer	nted during an investiga I Drybreak dustcap wa	ition conducted on January 11, s noted to be missing from the	2007.
Harm Release Major Moderate Minor Actual				Base	Penalty \$10,000
Release Major Moderate Minor Percent 10%	>> Environmental, Property a	nd Human Health M	atrix		
Percent 10% Percent 10% Percent 10% Percent 0% Matrix Fallure to maintain the Stage II equipment could result in the release of a significant amount of pollutants which would not exceed levels protective of human health and/or the environment. Adjustment \$9,000 \$1,000 Violation Events Number of Violation Events 1 61 Number of violation days With an x semianual annual single event 1	Polongo		Minor		
Falsification Major Moderate Minor Percent 0% Matrix Notes Failure to maintain the Stage II equipment could result in the release of a significant amount of pollutants which would not exceed levels protective of human health and/or the environment. **Adjustment** **Sp.000 **Statutory Limit Test** Estimated EB Amount** **Sp.000 **Sp.000	OR Actual		Willor	Percent 10%	
Falsification Major Moderate Minor Percent 0% Matrix Notes Failure to maintain the Stage II equipment could result in the release of a significant amount of pollutants which would not exceed levels protective of human health and/or the environment. **Adjustment** **Sp,000** **Adjustment** **Number of Violation Events** Number of Violation Events** **Number of Violation Events** **Number of Violation days** **Maintain the Stage II equipment could result in the release of a significant amount of pollutants which would not exceed levels protective of human health and/or the environment. **Sp,000** **Number of Violation days** **Maintain the Stage II equipment could result in the release of a significant amount of pollutants which would not exceed levels protective of human health and/or the environment. **Sp,000** **Violation Events** **Violation Base Penalty** **Violation Base Penalty** **Sp,000** **Violation Base Penalty** **Sp,000** **Violation Base Penalty** **Sp,000** **Continued and the pollutants which would not exceed levels protective of human health and/or the environment. **Sp,000** **Violation Base Penalty** **Violation Base Penalty** **Sp,000** **Violation Base Penalty** **Sp,000**	>>Programmatic Matrix				
Matrix Notes Failure to maintain the Stage II equipment could result in the release of a significant amount of pollutants which would not exceed levels protective of human health and/or the environment. Adjustment		Major <u>Moderate</u>	Minor		
Notes pollutants which would not exceed levels protective of human health and/or the environment. Adjustment \$9,000 \$1,000 Violation Events Number of Violation Events 1 61 Number of violation days mark only one with an x semiannual annual single event One quarterly event is recommended from investigation (January 11, 2007) through screening (March 13, 2007). Economic Benefit (EB) for this violation Statutory Limit Test Estimated EB Amount \$28 Violation Final Penalty Total \$1,220				Percent 0%	
\$1,000					
Number of Violation Events Number of Violation Events 1				Adjustment	\$9,000
Number of Violation Events Number of Violation Events 1	200000000000000000000000000000000000000	hander i de fan yn y gegenere i'r de'r y freihenn genere genere genere i genere i genere genere genere genere			
Number of Violation Events 1 61 Number of violation days daily monthly monthly quarterly x semiannual single event					\$1,000
mark only one with an x daily monthly quarterly x semiannual annual single event Statutory Limit Test Conomic Benefit (EB) for this violation \$28 Violation Final Penalty Total \$1,220	Violation Events				
mark only one with an x mark only one with an x monthly x x	Number of Vio	lation Events 1	6	Number of violation days	3
Economic Benefit (EB) for this violation Estimated EB Amount \$28 Violation Final Penalty Total \$1,220		monthly quarterly x semiannual annual		Violation Base	Penalty \$1,000
Estimated EB Amount \$28 Violation Final Penalty Total \$1,220	One quarterly	event is recommended for		ary 11, 2007) through screening	ı (March
	Economic Benefit (EB) for thi	s violation		Statutory Limit Tes	t e
This violation Final Assessed Penalty (adjusted for limits) \$1,220	Estimated	EB Amount	\$28	Violation Final Pena	ity Total \$1,220
			This violation Final A	Assessed Penalty (adjusted fo	or limits) \$1,220

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		n dba Garland Fina	A CONTRACT STREET, SAN THE STR		adiosi (X. Salainia), (Killi Injurius Addinanti Orining) (1935 anni 1936)	itad en la blas a l'all com a trimaline en formation à describée averable histories des 1871.	di kacamatan da Kabupaten da Kab
Case ID No.	ī1 8						
Reg. Ent. Reference No.	3					Facility of the second	•
	Petroleum Stor	age Tank				Percent Interest	Years of
Violation No.	. 2						Depreciation
						5.0	1
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	I No commas or \$						
Michigan di Maria (Maria (Mari				Minari Min		and the second section of the section of the second section of the section of the second section of the section of th	Michigan Sandan Maria (Sandan Maria)
Delayed Costs							
Equipment	\$500	11-Jan-2007	1-Nov-2007	0.8	\$1	\$27	\$28
Buildings			- 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1	0.0	\$0	\$0	\$0
Other (as needed)	2000			0.0	\$0	\$0	\$0
Engineering/construction	*** ***	1,000		0.0	\$0	\$0	\$0
Land				0.0	\$0	n/ai	\$0
Record Keeping System			· · · · · · · · · · · · · · · · · · ·	0.0	\$0	ralla n/a la la la	\$0
Training/Sampling				0.0	\$0	idi n/ati-ida	\$0
Remediation/Disposal		The second .	<u>,</u>	0.0	\$0	n/a •	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)		<u> </u>	e a commission commis	0,0	\$0	n/a	\$0
Notes for DELAYED costs	Estimated cost	to repair equipmen			ate of investigation a achieved.	and Final date is wi	teri compilario
Avadada Caasa	ANN	IAUZE (1) avoide	Locete hefore e	nforing	item (evcent for	one time avoided c	oefe)
Avoided Costs	ANN	UALIZE [1] avoided	d costs before e			one-time:avoided:c	
Disposal	ANN	UALIZE [1] avoided	d costs before e	0.0	\$0	\$0	\$0
Disposal Personnel		UALIZE [1] avoided	d costs before e			\$0	\$0
Disposal Personnel		UALIZE [1] avoided	d costs before e	0.0	\$0 \$0	\$0 \$0	\$0 \$0
Disposal Personnel Inspection/Reporting/Sampling		UALIZE [1] avoidei	d costs before e	0.0 0.0 0.0	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment		UALIZE [1] avoided	d costs before e	0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0
Disposat Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]				0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]				0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0

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Screening Date		Docket No. 20	007-0409-PST-E	PCW
	IZR Corporation dba Garland Fir	na	Policy	Revision 2 (September 2002)
Case ID No.			Po	CW Revision January 9, 2007
Reg. Ent. Reference No.				
 In the property of the property o	Petroleum Storage Tank			
Enf. Coordinator				
Violation Number	3 - 1 -			· •••
Rule Cite(s)	30 Tex. Admin. Code § 115.	245(2) and Tex. Health &	Safety Code § 382.085(b)	
Violation Description	Failed to verify proper operation investigation conducted on Jandynamic backpressure testing h	nuary 11, 2007. Specifica	illy, vapor space manifold and	
			Base Penalty	\$10,000
>> Environmental, Property a Release Actual Potential >>Programmatic Matrix Falsification Matrix Notes Failure to co	Harm Major Moderate N x Major Moderate N	Alinor Period elease of a significant amount and the element of th		
				\$2,500
Violation Events				.
Number of Viol	lation Events 1	1096 No	umber of violation days	
mark only one with an x	dally monthly quarterly semiannual annual single event x		Violation Base Penalty	\$2,500
	One single e	vent is recommended.		
Economic Benefit (EB) for this	s violation	S	tatutory Limit Test	
Estimated	EB Amount	\$3,101	Violation Final Penalty Tota	\$3,050
	This	violation Final Assessed	d Penalty (adjusted for limits	\$3,050

Violation No	a Petroleum Stor . 3	age Tank				Percent Interest	Years of Depreciation
	51 A 916 Y					5.0	1
	- Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	1 No commas or \$						
Delayed Costs						A CONTRACTOR OF THE CONTRACTOR	
Equipment			1 12 1 1 1 1	0.0	\$0	\$0	\$0
Buildings		**********		0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction	.41 1.1 1 1 1 1 1			0.0	\$0	\$0	\$0
Land				0.0	\$0	### n/a⊨b ###	\$0
Record Keeping System				0.0	\$0	a to a in/a er alle.	\$0
Training/Sampling				0.0	\$0	a a ≥ n/a = a ≥	\$0
Remediation/Disposal			<u> </u>	0.0	\$0	n/a	\$0
Permit Costs Other (as needed)	\$2,500	11-Jan-2007	1-Dec-2007	0.0	\$0 \$111	r/a r/a	\$0 \$111
Notes for DELAYED costs	Estimate		equired testing of nd Final date is wi			ate required is the d d to be achieved.	late of the
Notes for DELAYED costs AVOIDED COSTS		investigation a	nd Final date is wi	nen comp	ollance is expecte		
		investigation a	nd Final date is wi	nen comp	item (except for	d to be achieved. one-time avoided o	osts) 💥 💥 💥
Avoided Costs		investigation a	nd Final date is wi	ntering 0.0	item (except for \$0	one-time avoided o	sosts) ***** \$0 \$0
Avoided Costs		investigation a	nd Final date is wi	ntering 0.0 0.0 0.0	item (except for \$0 \$0 \$0	d to be achieved. one-time avoided of \$0 \$0 \$0 \$0 \$0	sosts) \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel		investigation a	nd Final date is wi	ntering: 0.0 0.0 0.0 0.0	item (except for \$0 \$0 \$0 \$0	one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]		investigation a	nd Final date is wi	ntering 0.0 0.0 0.0 0.0 0.0	Item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	d to be achieved. one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	ANN	investigation a	nd Final date is when decision is when decision in the decision is with the decision in the decision in the decision is with the decision in t	ntering 0.0 0.0 0.0 0.0 0.0	Item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	d to be achieved. one-time avoided c	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]		investigation a	nd Final date is wi	ntering 0.0 0.0 0.0 0.0 0.0	Item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	d to be achieved. one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0

Screening Date		PEW
	IZR Corporation dba Garland Fina	Policy Revision 2 (September 2002)
Case ID No.		PCW Revision January 9, 2007
Reg. Ent. Reference No.		
	Petroleum Storage Tank	
Enf. Coordinator		
Violation Number	4	
Rule Cite(s)	30 Tex. Admin. Code § 115.248(1) and Tex. Health & Safety Code § 382.085	(b)
Violation Description	Failed to ensure that at least one facility representative receives training and inst in the operation and maintenance of the Stage II vapor recovery system, as docured on January 11, 2007.	
	Base F	Penalty \$10,000
>> Environmental, Property a	nd Human Health Matrix	
	Harm	
Release Actual	Major Moderate Minor	
Potential	Percent 10%	
[Constant	, 100m	
>>Programmatic Matrix		·
Falsification	Major Moderate <u>Minor</u>	
	Percent 0%	
Matrix Notes Failure to tra	n employees may result in the release of a significant amount of pollutants which not exceed levels protective of human health and/or the environment.	would
	Adjustment	<u>\$9,000</u>
	BUCKET SEVEN AND A SET OF THE REPORT OF THE PROPERTY OF THE PROPERTY OF THE SEVEN AND A SECOND SECON	
		\$1,000
Violation Events		
Number of Vio	ation Events 1 61 Number of violation days	
	daily monthly	04.000
mark only one with an x	quarterly x Violation Base F semiannual annual single event	Penalty \$1,000
One quarterly	event is recommended from investigation (January 11, 2007) through screening (13, 2007).	March
Economic Benefit (EB) for thi	s violation Statutory Limit Test	
Estimated	EB Amount \$60 Violation Final Penalty	y Total \$1,220
	<u></u>	
	This violation Final Assessed Penalty (adjusted for	limits) \$1,220

William Control Control Control		conomic E	3enefit W	orks	heet		
Respondent Case ID No		on dba Garland Fina					
Reg. Ent. Reference No							
Media Violation No	Petroleum Sto	rage Tank				Percent Interest	Years of Depreciation
						5.0	1:
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
ltem Description	No commas or \$			i dan			
The Para Business restricted is a boundary define a book of the research of the tree is the experience of the desired in the control of the c	And the second s	and the condition of the Conditional Conference of the Condition of the Co	and the state of t			and the second second and the second	
Delayed Costs		VE SE ISTER EIN					
Equipment			* . *	0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)		The state of the s		0.0	\$0	\$0	\$0
Engineering/construction	5 . 5 5 C		**********	0.0	\$0	\$0	\$0
. Land				0.0	\$0	* II brin/a Abril	\$0
Record Keeping System			1 1 1 1 1 1	0.0	\$0	n/a	\$0
Training/Sampling	\$1,500	11-Jan-2007	1-Nov-2007	0.8	\$60	n/a	\$60
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)	1 1			0.0	\$0	⊸ n/a	\$0
Notes for DELAYED costs	ANN			npliance	is expected to be	achieved.	
Avoided Costs		UALIZE [1] avoided	d costs before e	ntering i	tem (except for	one-time avoided c	osts)
Avoided Costs Disposal		UALIZE [1] avoide	d costs before e	ntering i	tem (except for \$0	one-time avoided c	osts)
ANNAUGE AND AND ANNAUGE AND AND ANNAUGE AND ANNAUGE AND ANNAUGE AND ANNAUGE AND ANNAUGE AND AND ANNAUGE AND AND ANNAUGE AND ANNAUGE AND ANNAUGE AND ANNAUGE AND ANNAUGE AND		UALIZE [1] avoide	d/costs/before e				
Disposal		UALIZE [1] avoide	d/costs/before e	0.0	\$0	\$0	\$0
Disposal Personnel			d/costs/before e	0.0	\$0 \$0	\$0 \$0	\$0 \$0
Disposal Personnel Inspection/Reporting/Sampling			dicosts before e	0.0 0.0 0.0	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment				0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]				0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]				0.0 0.0 0.0 0.0 0.0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0

Screening Date	13-Mar-2007	Docket No. 2007-0409-PS	ST-E PCW
Respondent	IZR Corporation dba Garland Fina		Policy Revision 2 (September 2002)
Case ID No.			PCW Revision January 9, 2007
Reg. Ent. Reference No.			
498 N - 69 N - 608 N - 6 N - 6 N - 6 N - 6 N - 6 N - 6 N - 6 N - 6 N - 6 N - 6 N - 6 N - 6 N - 6 N - 6 N - 6 N	Petroleum Storage Tank		•
Enf. Coordinator			
Violation Number			
Rule Cite(s)	30 Tex. Admin. Code § 115.244(1) and (3) and Tex. Health & Safety	Code § 382.085(b)
Violation Description	as documented during an investiga	hly inspections of the Stage II vapo ation conducted on January 11, 200 that no inspections of the system a	7. Specifically, the
			Base Penalty \$10,000
>> Environmental, Property a	and Human Health Matrix		
Release OR Actual		nor	
Potential		Percent	25%
>>Programmatic Matrix			
Falsification	Major Moderate Mir		
		Percent	0%
		may result in the release of a signif ective of human health and/or the e	
		Adjustment	\$7,500
			\$2,500
Violation Events			
Number of Vio	plation Events	61 Number of vic	lation days
mark only one	daily nonthly quarterly x	Viola	tion Base Penalty \$2,500
with an x	semiannual annual single event		
	One quarterly ev	vent is recommended.	
Economic Benefit (EB) for thi	is violation	Statutory L	imit Test
Estimated	d EB Amount	\$12 Violation F	inal Penalty Total \$3,050
		olation Final Assessed Penalty (a	

Reg. Ent. Reference No. Media Violation No.	Petroleum Stor	age Tank				Percent Interest	Years of Depreciation
Transition of the second secon						5.0	1:
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$						
Delayed Costs	T SANTERNOOTSISIOO						
Equipment		I I	an amen'ny kaomin-pagampanjan	0.0	\$0	SO	\$0
Buildings		200		0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	Application in	\$0
Record Keeping System				0.0	\$0	uh ann/ann/ann	\$0
Training/Sampling			11	0.0	\$0	n/a a	\$0
Remediation/Disposal				0.0	\$0	izi ka na ma	\$0
Permit Costs							
				0.0	\$0	n/a	\$0
Other (as needed)	\$300 Costs for o	11-Jan-2007 onducting daily and		0.8 ons from	\$12 date of investiga	ଲ/a in/a tion to date when co	\$12
Other (as needed) Notes for DELAYED costs AVOIDED COSTS Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3] Other (as needed)	Costs for o	onducting daily and	d monthly inspecti expecte	0.8 ons from	\$12 date of investigate achieved.	in/a	\$12 Impliance is

Screening Date		Access a serve interior (1) Administration to the state of the	No. 2007-0409-PST-E	PCW
	IZR Corporation dba Garland	Fina	Policy F	Revision 2 (September 2002)
Case ID No.			PC	W Revision January 9, 2007
Reg. Ent. Reference No.				
	Petroleum Storage Tank			
Enf. Coordinator				
Violation Number	6			ก
Rule Cite(s)	30 Tex. Admin. Code § 115	5.246(7)(A) and Tex.	Health & Safety Code § 382.085(b)	
Violation Description	documented during an inves	tigation conducted or	n immediately available for review, as n January 11, 2007. Specifically, the utive Order for the Stage II system	
			Base Penalty	\$10,000
>> Environmental, Property a		C SECTION OF SECTION O		
Release	Harm Major Moderate	Minor		·
OR Actual				
Potential			Percent 0%	
>>Programmatic Matrix				
Falsification	Major Moderate	Minor .	accide/companie	
		X	Percent 1%	
			•	7
Matrix Notes	One out of six	requirements were r	iot met.	
			Adjustment \$9,900]
				\$100
Violation Events				
Number of Viol	ation Events 1	61	Number of violation days	
mark only one with an x	daily monthly quarterly.		Violation Base Penalty	\$100
	semiannual annual single event x		•	
	One single	event is recommend	ded,	
Economic Benefit (EB) for this	s violation		Statutory Limit Test	
Estimated	EB Amount	\$4	Violation Final Penalty Total	\$122
			sessed Penalty (adjusted for limits)	
			sessed Penalty (adjusted for limits)	Ψ122 1863

Violation No.	Petroleum Stor	age Tank				Percent Interest	Years of Depreciation
						5.0	1
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$						
Delayed Costs	parto Coloro						
Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)		1.5		0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System	\$100	11-Jan-2007	1-Nov-2007	0.8	\$4	n/a	\$4
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal	the state of the state of			0.0	\$0	n/a	am 1 * \$0 *
•							
Permit Costs Other (as needed)				0.0	\$0 \$0	n/a n/a	\$0 \$0
	Estimated	cost to keep record		0.0 equired	\$0		\$0
Other (as needed) Notes for DELAYED costs			compliance is	0.0 equired expected	\$0 is the date of inve I to be achieved.	stigation and final da	\$0 ate is when
Other (as needed) Notes for DELAYED costs Avoided Costs			compliance is	0.0 equired expected	\$0 is the date of inve I to be achieved.	n/a i	\$0 ate is when
Other (as needed) Notes for DELAYED costs			compliance is	0.0 equired expected intering	\$0 is the date of inve i to be achieved. item (except for	stigation and final da	\$0 ate is when osts)
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	ANN		compliance is	equired expected intering	\$0 is the date of inveloped to be achieved. item (except for \$0	stigation and final dates one-time avoided constant \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 ate is when osts)
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	ANN		compliance is	ntering 0.0 0.0 0.0 0.0 0.0	\$0 is the date of inve it to be achieved. item (except for \$0 \$0 \$0 \$0	stigation and final dates one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 ate is when sosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	ANN		compliance is	0.0 equired expected intering 0.0 0.0 0.0 0.0 0.0	\$0 is the date of inve it to be achieved. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	stigation and final dates one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 ate is when \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs AVOIDED COSTS Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment	ANN	UALIZE (1) avoide	compliance is	0.0 equired expected intering 0.0 0.0 0.0 0.0 0.0 0.0	so so the date of invertible to be achieved. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	stigation and final date one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 ate is when \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$
Other (as needed) Notes for DELAYED costs AVOIDED COSTS Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	ANN	UALIZE (1) avoide	compliance is	0.0 equired expected intering 0.0 0.0 0.0 0.0 0.0	\$0 is the date of inve it to be achieved. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	stigation and final dates one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 ate is when sosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs AVOIDED COSTS Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	ANN	UALIZE (1) avoide	compliance is	0.0 equired expected intering 0.0 0.0 0.0 0.0 0.0 0.0	so so the date of invertible to be achieved. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	stigation and final date one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 ate is when \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$

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Screening D	ate 13-Mar-2007	Docke	t No. 2007-0409-PST-E	PCW
	ent IZR Corporation di	oa Garland Fina	Policy R	evision 2 (September 2002)
Case ID	No. 32928		PC	W Revision January 9, 2007
Reg. Ent. Reference	No. RN101551299			
	ute] Petroleum Storage	Tank		
Enf. Coordina	ator Terry Murphy			
Violation Nun	nber 7			,
Rule Cit	e(s) 30 Tex. Adn	nin. Code § 334.8(c)(5)(B)(ii) a	and Tex. Water Code § 26.3467(a)	
Violation Descrip	tion Failed to renew a		ented during an investigation conducted	
		on January 11,	, 2007	
			in termina en fransk fransk ekstern (m. 1911). Elle findste Haller (m. 1911). Elle flakter ekstern (m. 1911). Elle findste	
			Base Penalty	\$10,000
		IAL-M-ALGORICA CARACTERISTA		
>> Environmental, Proper		larm		
Rele		derate Minor		
[5574] Fauga 2600004	ctual		Percent 0%	
Pote	nual :		Percent 076	
>>Programmatic Matrix				
Falsifica		derate Minor		
			Percent 10%	_
Matrix				
Notes	10	0% of the rule requirement wa	s not met.	
			Adjustment \$9,000	
				\$1,000
Violation Events		THE ENGINEER PROPERTY OF THE PARTY OF THE PA	The same of the sa	
		1031	Number of violation days	
	daily.			
mark only	A CONTRACTOR OF THE CONTRACTOR		Violation Base Penalty	\$1,000
with an	ANNEAR IN SOCIONAL ESTA COMMI		•	
	. annual			į
	single event	X		
				1
		One single event is recomme	ended.	
				J
Economic Benefit (EB) fo	r this violation		Statutory Limit Test	i Para
Estim	ated EB Amount	\$8	Violation Final Penalty Total	\$1,220
		This violation Final	Assessed Penalty (adjusted for limits)	\$1,220
		i iiis violation rinai /	noocoocu renaity (aujuoteu ivi lilliits)	Ψ1,220

		conomic I	SCHOIL A	• • • • • •			Para Armenta Caller
Respondent	IZR Corporation	n dba Garland Fina	oras Albert e stransfeld — a reproduteration deletinates stem men	and property of the first owner of		haddabaad Marail e i i ii ii i i i i daa a aanaa ii is hadaa aa a	ka a e Manus anna hall dal multi aban makili simu makin
Case ID No	32928						
Reg. Ent. Reference No.	RN101551299						
Media	Petroleum Stor	age Tank				Percent Interest	Years of
Violation No.						Percent interest	Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Item Description	No commas or \$						
artikaldalar (m. 1944). 1995 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997		Sandal Militar Militaria anno 1941, del 1944	· ··· dan a taladdaeania - sireadii		ida da esta esta esta esta esta esta esta est	hattia etimbir oli 1 m. h. ch. ch. chimisia hetbit	e del destruir a del de la del del de la del de
Delayed Costs				. 1 5 77 89			
Equipment				0.0	T \$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal		li i i i	5.4	0.0	\$0		\$0
Remediation/Disposal Permit Costs				0.0	\$0 \$0	,n/a n/a	\$0 \$0
•	\$100 Estimated cost			0.0 1.5 certifical	\$0 \$8 te. Date required	n/a n/a n/a n/a is the expiration date	\$0 \$8
Permit Costs Other (as needed) Notes for DELAYED costs AVOIDED COSTS Disposal Personnel Inspection/Reporting/Sampling	Estimated cost	to submit and/or re is	new the delivery when compliance	certificate is experimental o.0 0.0 0.0 0.0 0.0	\$0 \$8 te. Date required ected to be achiev item (except for \$0 \$0	n/a n/a is the expiration dated. one-time avoided c \$0 \$0 \$0 \$0	\$0 \$8 e and Final date costs) \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs AVOIDED COSTS Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment	Estimated cost	to submit and/or re is UALIZE [1] avoide	new the delivery when compliance	0.0 1.5 certificate is expended in tering 0.0 0.0 0.0 0.0	\$0 \$8 te. Date required ected to be achiev litem (except for \$0 \$0 \$0	is the expiration dated. one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$8 e and Final date costs) \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated cost	to submit and/or re is UALIZE [1] avoide	new the delivery when compliance	0.0 1.5 certifical e is experimental ntering 0.0 0.0 0.0 0.0	\$0 \$8 te. Date required ected to be achiev item (except for \$0 \$0 \$0	is the expiration dated. one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$	\$0 \$8 e and Final date costs) \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs AVOIDED COSTS Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	Estimated cost	to submit and/or re is UALIZE [1] avoide	new the delivery when compliance d costs before e	0.0 1.5 certifical e is expo ntering 0.0 0.0 0.0 0.0 0.0	\$0 \$8 te. Date required ected to be achiev item (except for \$0 \$0 \$0 \$0 \$0	is the expiration date ed. one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$8 e and Final date costs) \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs AVOICE (COSTS Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2]	Estimated cost	to submit and/or re is UALIZE [1] avoide	new the delivery when compliance	0.0 1.5 certifical e is experimental ntering 0.0 0.0 0.0 0.0	\$0 \$8 te. Date required ected to be achiev item (except for \$0 \$0 \$0	is the expiration dated. one-time avoided c \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$	\$0 \$8 e and Final date costs) \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs AVOIDED COSTS Disposal Personnel Inspection/Reporting/Sampling Supplies/equipment Financial Assurance [2] ONE-TIME avoided costs [3]	Estimated cost	to submit and/or re is UALIZE [1] avoide	new the delivery when compliance d costs before e	0.0 1.5 certifical e is expo ntering 0.0 0.0 0.0 0.0 0.0	\$0 \$8 te. Date required ected to be achiev item (except for \$0 \$0 \$0 \$0 \$0	is the expiration date ed. one-time avoided of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$8 e and Final date costs) \$0 \$0 \$0 \$0 \$0

Compliance History

Customer	/Respondent/Owner-Operator: -	CN600818553	IZR Corporation		Classification: AVERAGE	Rating: 9.60
Regulated	Entity:	RN101551299	GARLAND FINA		Classification: AVERAGE	Site Rating: 9.60
ID Numbe	r(s):	PETROLEUM STO	ORAGE TANK	REGISTRA	ATION	72525
Location:			, GARLAND, TX, 7504	¥1	Rating Date: 9/1/2006 Repea	t Violator: NO
TCEQ Re	gion:	REGION 04 - DFV	V METROPLEX			
Date Com	pliance History Prepared:	March 06, 2007				
Agency D	ecision Requiring Compliance History:	Enforcement	•			
Complian	ce Period:	March 06, 2002 to	March 06, 2007			
TCEQ Sta	ff Member to Contact for Additional Inform	nation Regarding this	Compliance History			
Name:	Audra Ruble	Pho	one: 361-825-3	3126		
		Site (Compliance History	Components		
1. Has the	site been in existence and/or operation fo	or the full five year cor	npliance period?	Yes		
2. Has the	re been a (known) change in ownership o	f the site during the co	ompliance period?	No		
3. If Yes, v	who is the current owner?			N/A		
4. if Yes,	who was/were the prior owner(s)?			N/A		
5. When	did the change(s) in ownership occur?			N/A		
Compon	ents (Multimedia) for the Site :					
Α.	Final Enforcement Orders, court judgement	ents, and consent dec	crees of the state of Te	xas and the federal go	vernment.	
	Olivion.		r A 334.8(c)(4)(B)	registration and self-c	ertification	
В.	Any criminal convictions of the state of T	exas and the federal (government.			
0	N/A					
C.	Chronic excessive emissions events.					
Б	N/A The approval dates of investigations. (C0)	CEDS Inv. Track No.)				
D.	1 04/11/2003 (26799) 2 06/24/2003 (276679) 3 10/08/2004 (290417) 4 11/09/2004 (340714) 5 02/20/2007 (536437)					•
E.	Written notices of violations (NOV). (CCE	EDS Inv. Track. No.)				
	30 TAC Cha	e) pter 37, SubChapter I pter 37, SubChapter I ovide acceptable finan	37.815(b)[G]	Classification: Mo	oderate	
F.	Environmental audits.					
	N/A	· .				
G.	Type of environmental management syst	tems (EMSs).		•		
	N/A					
H.	Voluntary on-site compliance assessmen	nt dates.	•	,		
	N/A	•				

Participation in a voluntary pollution reduction program.

N/A

J. Early compliance.

N/A

Sites Outside of Texas

N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN	§	BEFORE THE
ENFORCEMENT ACTION	§	
CONCERNING	§	TEXAS COMMISSION ON
IZR CORPORATION DBA	§	
GARLAND FINA,	§	ENVIRONMENTAL QUALITY
RN101551299		

DEFAULT ORDER DOCKET NO. 2007-0409-PST-E

At its	agenda, the Texas Commission on Environmental Quality,
("Commission" or	'TCEQ'') considered the Executive Director's Preliminary Report and Petition
filed pursuant to TE	X. WATER CODE chs. 7 and 26, TEX. HEALTH & SAFETY CODE ch. 382, and the
rules of the TCEQ,	which requests appropriate relief, including the imposition of an administrative
	dent made the subject of this Order is IZR Corporation dba Garland Fina ("IZR").

The Commission makes the following Findings of Fact and Conclusions of Law:

FINDINGS OF FACT

- 1. IZR owned and operated a convenience store with retail sales of gasoline located at 3101 Saturn Road in Garland, Dallas County, Texas (the "Station").
- 2. IZR's two underground storage tanks ("USTs") were not exempt or excluded from regulation under the Texas Water Code or the rules of the Commission. IZR's USTs contained a regulated substance as defined in the rules of the Commission. The Station consists of one or more sources as defined in Tex. Health & Safety Code § 382.003(12).
- 3. During an inspection on January 11, 2007 a TCEQ DFW Regional Office Investigator documented that IZR Corporation:
 - a. Failed to install an emergency shutoff valve on each pressurized delivery or product line and ensure that it is securely anchored at the base of the dispenser;
 - b. Failed to provide and maintain the Stage II vapor recovery system in proper operating condition; specifically the Stage I Drybreak dustcap was noted to be missing from the swivel vapor adapter;

- c. Failed to verify proper operation of the Stage II equipment; specifically, vapor space manifold and dynamic backpressure testing had not been successfully completed at the Station within the past three years;
- d. Failed to ensure that at least one Station representative receives training and instruction in the operation and maintenance of the Stage II vapor recovery system;
- e. Failed to conduct daily and monthly inspections of the Stage II vapor recovery system; specifically, the Station representative stated that no inspections of the system are conducted;
- f. Failed to maintain records on-site and then make them immediately available for review; specifically, the Station did not have a copy of the CARB Executive Order for the Stage II system installed; and
- g. Failed to renew a delivery certificate.
- 4. IZR Corporation received notice of the violations on or about February 20, 2007.
- 5. The Executive Director recognizes that IZR sold the Station on or around March 3, 2008.
- 6. The Executive Director filed the "Executive Director's Preliminary Report and Petition Recommending that the Texas Commission on Environmental Quality Enter an Enforcement Order Assessing an Administrative Penalty Against and Requiring Certain Actions of IZR Corporation dba Garland Fina" (the "EDPRP") in the TCEQ Chief Clerk's office on November 1, 2007.
- 7. By letter dated November 1, 2007, sent via certified mail, return receipt requested, and via first class mail, postage prepaid, the Executive Director served IZR with notice of the EDPRP. According to the return receipt "green card", IZR received notice of the EDPRP on November 5, 2007, as evidenced by the signature on the card.
- 8. More than 20 days have elapsed since IZR received notice of the EDPRP, provided by the Executive Director. IZR failed to file an answer to the EDPRP, failed to request a hearing, and failed to schedule a settlement conference.

CONCLUSIONS OF LAW

- 1. As evidenced by Finding of Fact Nos. 1 and 2, IZR is subject to the jurisdiction of the TCEQ pursuant to Tex. Water Code ch. 26, Tex. Health & Safety Code ch. 382, and the rules of the Commission.
- 2. As evidenced by Finding of Fact No. 3.a., IZR has failed to install an emergency shutoff valve on each pressurized delivery or product line and ensure that it is securely anchored at the base of the dispenser, in violation of 30 Tex. ADMIN. CODE § 334.45(c)(3)(A).
- 3. As evidenced by Finding of Fact No. 3.b., IZR has failed to provide and maintain the Stage II vapor recovery system in proper operating condition; specifically the Stage I Drybreak dustcap was noted to be missing from the swivel vapor adapter, in violation of 30 Tex. ADMIN. CODE § 115.242(3)(A) and Tex. Health & Safety Code § 382.085(b).
- 4. As evidenced by Finding of Fact No. 3.c., IZR has failed to verify the proper operation of the Stage II equipment; specifically, vapor space manifold and dynamic backpressure testing had not been successfully completed at the Station within the past three years, in violation of 30 Tex. Admin. Code § 115.245(2) and Tex. Health & Safety Code § 382.085(b).
- As evidenced by Finding of Fact No. 3.d., IZR has failed to ensure that at least one Station representative receives training and instruction in the operation and maintenance of the Stage II vapor recovery system, in violation of 30 Tex. ADMIN. CODE § 115.248(1) and Tex. HEALTH & SAFETY CODE § 382.085(b).
- As evidenced by Finding of Fact No. 3.e., IZR has failed to conduct daily and monthly inspections of the Stage II vapor recovery system; specifically, the Station representative stated that no inspections of the system are conducted, in violation of 30 Tex. ADMIN. CODE § 115.244(1) and (3) and Tex. Health & Safety Code § 382.085(b).
- 7. As evidenced by Finding of Fact No. 3.f., IZR has failed to maintain records on-site and then make them immediately available for review; specifically, the Station did not have a copy of the CARB Executive Order for the Stage II system installed, in violation of 30 Tex. ADMIN. CODE § 115.246(7)(A) and Tex. Health & Safety Code § 382.085(b).
- 8. As evidenced by Finding of Fact No. 3.g., IZR has failed to renew a delivery certificate, in violation of 30 Tex. ADMIN. CODE § 334.8(c)(5)(B)(ii) and Tex. WATER CODE § 26.3467(a).

- 9. As evidenced by Finding of Fact Nos. 6 and 7, the Executive Director has timely served IZR with proper notice of the EDPRP, as required by Tex. WATER CODE § 7.055 and 30 Tex. ADMIN. CODE § 70.104(a).
- 10. As evidenced by Finding of Fact No. 8, IZR has failed to file a timely answer to the EDPRP, as required by Tex. Water Code § 7.056 and 30 Tex. Admin. Code § 70.105. Pursuant to Tex. Water Code § 7.057 and 30 Tex. Admin. Code § 70.106, the Commission may enter a Default Order against IZR and assess the penalty recommended by the Executive Director.
- 11. Pursuant to Tex. Water Code § 7.051, the Commission has the authority to assess an administrative penalty against IZR for violations of the Texas Water Code and the Texas Health and Safety Code within the Commission's jurisdiction; for violations of rules adopted under such statutes; or for violations of orders or permits issued under such statutes.
- 12. An administrative penalty in the amount of eleven thousand one hundred two dollars (\$11,102.00) is justified by the facts recited in this Order, and considered in light of the factors set forth in Tex. Water Code § 7.053.
- 13. Tex. Water Code §§ 5.102 and 7.002 authorize the Commission to issue orders and make determinations necessary to effectuate the purposes of the statutes within its jurisdiction.

ORDERING PROVISIONS

NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS that:

1. IZR Corporation is assessed an administrative penalty in the amount of eleven thousand one hundred two dollars (\$11,102.00) for violations of Tex. Water Code ch. 26, Tex. Health & Safety Code ch. 382, and rules of the TCEQ. The payment of this administrative penalty and IZR's compliance with all the terms and conditions set forth in this Order completely resolve the matters set forth by this Order in this action. The Commission shall not be constrained in any manner from requiring corrective actions or penalties for other violations which are not raised here. All checks submitted to pay the penalty imposed by this Order shall be made out to the "Texas Commission on Environmental Quality". The administrative penalty assessed by this Order shall be paid within 30 days after the effective date of this Order and shall be sent with the notation "Re: IZR Corporation dba Garland Fina; Docket No. 2007-0409-PST-E" to:

Financial Administration Division, Revenues Section Attention: Cashier's Office, MC 214 Texas Commission on Environmental Quality P.O. Box 13088 Austin, Texas 78711-3088

- 2. All relief not expressly granted in this Order is denied.
- 3. The provisions of this Order shall apply to and be binding upon IZR.
- 4. The Executive Director may refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings without notice to IZR if the Executive Director determines that IZR has not complied with one or more of the terms or conditions in this Order.
- 5. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.
- 6. The Chief Clerk shall provide a copy of this Order to each of the parties. By law, the effective date of this Order shall be the date the Order is final, as provided by 30 Tex. ADMIN. CODE § 70.106(d) and Tex. Gov't Code § 2001.144.

IZR CORPORATION DBA GARLAND FINA DOCKET NO. 2007-0409-PST-E Page 6

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

AFFIDAVIT OF REBECCA M. COMBS

STATE OF TEXAS §
COUNTY OF TRAVIS §

"My name is Rebecca M. Combs. I am of sound mind, capable of making this affidavit, and the facts stated in this affidavit are within my personal knowledge and are true and correct.

On behalf of the Executive Director of the Texas Commission on Environmental Quality, the 'Executive Director's Preliminary Report and Petition Recommending that the Texas Commission on Environmental Quality Enter an Enforcement Order Assessing an Administrative Penalty Against and Requiring Certain Actions of IZR Corporation dba Garland Fina' (the 'EDPRP') was filed with the Office of the Chief Clerk on November 1, 2007.

The EDPRP was sent to IZR Corporation at its last known address on November 1, 2007 via certified mail, return receipt requested, and via first class mail, postage prepaid. According to the return receipt 'green card', IZR Corporation received notice of the EDPRP on November 5, 2007, as evidenced by the signature on the card.

More than 20 days have elapsed since IZR Corporation received notice of the EDPRP. IZR Corporation failed to file an answer to the EDPRP, failed to request a hearing, and failed to schedule a settlement conference."

Rebecca M. Combs

Attorney

Texas Commission on Environmental Quality

Before me, the undersigned authority, on this day personally appeared Rebecca M. Combs known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same for the purposes and consideration herein expressed.

Given under my hand and seal of office this 10 day of 000000, 2008

Margaret Jackson
Notary Public
State of Texas
My Commission Expires
Notary State DEER 06, 2009

Notary Signature